

AMENDED IN SENATE JUNE 21, 2000  
AMENDED IN ASSEMBLY APRIL 19, 1999

CALIFORNIA LEGISLATURE—1999–2000 REGULAR SESSION

## ASSEMBLY BILL

**No. 948**

**Introduced by Assembly Member Wesson**

February 25, 1999

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An act to amend ~~Section 12012 of the Government Code,~~  
~~relating to the Governor~~ *Section 330.8 of the Penal Code,*  
*relating to gambling.*

### LEGISLATIVE COUNSEL'S DIGEST

AB 948, as amended, Wesson. ~~Governor—Gambling:~~  
*devices and supplies.*

*Existing law provides that notwithstanding specified provisions of law, the sale, transportation, storage, and manufacture of gambling devices, including the acquisition of essential parts therefor and the assembly of these parts, is permitted, provided those devices are sold, transported, stored, and manufactured only for subsequent transportation in interstate or foreign commerce when that transportation is not prohibited by federal law, the persons are registered with the federal government, and other specified requirements are met.*

*This bill would additionally provide that, notwithstanding any other provision of law, the terms 'slot machine or device' or 'gambling device' shall not be construed to include any parts, EPROM chips, diagnostic tools, jackpot verification kits,*

*and other ancillary parts and supplies that are not installed on a slot machine or device, and that these ancillary parts and supplies may lawfully be shipped to or from any tribal gaming facility in this state that is authorized to operate Class III gaming devices pursuant to the terms of an effective tribal-state gaming compact.*

~~Existing law provides that the Governor is the sole official organ of communication between the government of this state and the government of any other state or of the United States.~~

~~This bill would provide instead that the Governor is the official organ of communication between the government of this state and the government of any other state, the United States, and any federally recognized Indian tribe within this state, and is delegated the authority to negotiate tribal-state compacts on behalf of this state, including Class III gaming compacts under a specified federal law.~~

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

*The people of the State of California do enact as follows:*

1     ~~SECTION 1. Section 12012 of the Government Code~~  
2     ~~SECTION 1. Section 330.8 of the Penal Code is~~  
3     ~~amended to read:~~  
4     ~~330.8. (a) Notwithstanding Sections 330a, 330b, and~~  
5     ~~330.1 to 330.5, inclusive, the sale, transportation, storage,~~  
6     ~~and manufacture of gambling devices, as defined in~~  
7     ~~Section 330.1, including the acquisition of essential parts~~  
8     ~~therefor and the assembly of such parts, is permitted,~~  
9     ~~provided those devices are sold, transported, stored, and~~  
10    ~~manufactured only for subsequent transportation in~~  
11    ~~interstate or foreign commerce when that transportation~~  
12    ~~is not prohibited by any applicable federal law. Those~~  
13    ~~activities may be conducted only by persons who have~~  
14    ~~registered with the United States government pursuant~~  
15    ~~to Chapter 24 (commencing with Section 1171) of Title~~  
16    ~~15 of the United States Code, as amended. Those~~  
17    ~~gambling devices shall not be displayed to the general~~  
18    ~~public or sold for use in California regardless of where~~

1 purchased, nor held nor manufactured in violation of any  
2 applicable federal law. A violation of this—~~section~~  
3 ~~subdivision~~ is a misdemeanor.

4 (b) *Notwithstanding any other provision of law, the*  
5 *terms “slot machine or device” or “gambling device”*  
6 *shall not be construed to include any parts, EPROM chips,*  
7 *diagnostic tools, jackpot verification kits, and other*  
8 *ancillary parts and supplies that are not installed on a slot*  
9 *machine or device. These ancillary parts and supplies*  
10 *may lawfully be shipped to or from any tribal gaming*  
11 *facility in this state that is authorized to operate Class III*  
12 *gaming devices pursuant to the terms of an effective*  
13 *tribal-state gaming compact.*

14 ~~is amended to read:~~

15 ~~12012. The Governor is the official organ of~~  
16 ~~communication between the government of this state~~  
17 ~~and the government of any other state, the United States,~~  
18 ~~and any federally recognized Indian tribe within this~~  
19 ~~state, and hereby is delegated the authority, on and after~~  
20 ~~the effective date of this act, to negotiate tribal-state~~  
21 ~~compacts on behalf of this state, including Class-III~~  
22 ~~gaming compacts under the Indian Gaming Regulatory~~  
23 ~~Act of 1988 (25 U.S.C. Sec. 2701 et seq.).~~